

1. CALL TO ORDER

Mayor Dziubek opened the meeting at 7:05 p.m.

2. **“Sunshine Law” Announcement:** Adequate notice of this public meeting has been provided by the Annual Notice; mailed electronically to the Hunterdon Democrat and Courier News; posted on the public bulletin board and on file in the Municipal Clerk’s Office.

3. FLAG SALUTE

4. **ROLL CALL** - Present: Mr. Severino, Mr. Bischoff, Mr. Mazza, Mrs. Dziubek
Absent: Mr. Haynes
Others Present: J. Peter Jost, Esq., Kevin Smith, Township Engineer, Ella M. Ruta, Township Clerk,

5. APPROVAL OF MINUTES

- a. Regular and Executive Session Meeting Minutes of August 5, 2009.

Mr. Severino made a motion to approve the Regular Session Meeting Minutes of August 5, 2009. Mr. Mazza seconded. Vote: Ayes – Mr. Severino, Mr. Mazza, Mrs. Dziubek, Mayor. Abstain – Mr. Bischoff. Motion Carried.

Atty. Jost made a change to the Executive Session Minutes. Word “granted” should be changed to “decided.”

Mr. Severino made a motion to approve the corrected Executive Session Meeting Minutes of August 5, 2009. Mr. Mazza seconded. Vote: Ayes – Mr. Severino, Mr. Mazza, Mrs. Dziubek, Mayor. Abstain – Mr. Bischoff. Motion Carried.

6. VISITORS**7. REPORTS RECEIVED**

- a. Road Dept.- Week Ending 7/31/09; 8/07/09; 8/14/09; 8/21/09
- b. Tax Collector – August 2009
- c. Safety Committee
- d. UT Municipal Court – July 2009
- e. Personnel – through July 2009

The Animal Control Officer has completed the Dog/Cat census and has suggested an extension of the grace period date to October 8, 2009 for registering “newly discovered” dogs and cats.

Mr. Bischoff made a motion to grant an extension of time until October 8, 2009 to file for licenses for newly discovered dogs and cats as a result of the animal census. Mr. Severino seconded. Vote: Ayes – Mr. Severino, Mr. Bischoff, Mr. Mazza, Mrs. Dziubek, Mayor.

Any resident requesting an animal license prior to October 8, 2009 will pay only the fee, no late charges.

8. CORRESPONDENCE/WRITTEN COMMUNICATION

Mr. Bischoff mentioned the following correspondence:

- COAH extending the deadlines to June 8th.
- DEP proposing adopting draft Scrap Metal Industrial Stormwater General Permit and a draft Vehicle Recycling Industrial Stormwater General Permit for clunkers. Separating junkyards from recycling facility to address hazardous fluids. This regards stormwater.
- NJLM – Actions Relative to Loss of Business Personal Property Tax Revenue. Referred to Mrs. Brennan and Mr. Vance for their input to the Committee.
- NJLM – A-3508 Enabling Municipalities to utilize credit union depositories. Ask Mrs. Brennan if we shop for banks and if credit union rates are better.
- NJLM – Temporary Layoff Guidelines for Local Appointing Authorities. Insured as long as layoffs are for entire agency.
- NJLM – Federal Transportation Funding. Highway Trust Fund facing insolvency.
- NJLM – Volunteer Background Checks. Briefly discussed. Atty. Jost will provide Committee with a sample ordinance for background checks for people working with children and will survey local municipalities for their procedures.
- NJLM – 2009 League Conference Resolutions. Opportunity for municipalities wishing to submit resolutions for consideration by the League Resolutions Committee at the Annual Conference. Discussion of the septic requirements proposed by the DEP and Highlands. The Committee should prepare a resolution opposing the septic study that is being prepared by DEP and Highlands.
- Partnership for a Drug Free NJ Re: Substance Abuse Prevention & Underage Drinking for the State of NJ. Brief discussion. No action taken.
- Federal Emergency Management Agency. Maps enclosed with the letter will be reviewed for accuracy by the Township Engineer.
- A letter from Janell Hensinger, Zionsville, PA. Re: Truck mishap at tunnel on Baptist Church Road. Do we have any liability and do we have insurance to cover it? Mr. Jost said we have no jurisdiction over the bridge. Mr. Jost will respond by letter to Ms. Hensinger stating our position.
- Hunterdon Shared Services, Re: 2010 Health Benefits. Mr. Jost believes only large municipalities would benefit going outside the State Plan. Ask Mrs. Brennan to provide background information and alternative solutions to the issue of increases.
- Richard L. Baeder, 321 Gano Road, Asbury, NJ, Re: Drainage on Gano Road. The Township Attorney will research and be in contact with the Township Engineer.
- Alan Johnson, Hunterdon County Housing Rehabilitation, Informational Brochures. Zero interest loans (lien on house). Must be occupied by low/moderate income family.

Mr. Severino mentioned the following correspondence: None

Mr. Mazza mentioned the following correspondence:

Office of County Engineer Re: Cooperative Purchase 2009-2010 Winter Season; Snow & Ice Control Materials. We must inform the County in writing no later than September 14, 2009 of our interest in purchasing bulk salt. The Township Engineer will speak with Craig Herman about participation.

Mr. Mazza made a motion to authorize the appropriate Township person to send a letter to the County that we want to participate in the County's cooperative purchase of rock salt for the upcoming 2009-2010 winter season, if it is deemed that it is the most economical avenue. Mr. Bischoff seconded. Vote: Ayes – Mr. Severino, Mr. Bischoff, Mr. Mazza, Mrs. Dziubek, Mayor.

Mrs. Dziubek mentioned the following correspondence: None

10. PUBLIC COMMENTS –Boy Scout. Nick Buesel was present at the meeting.

11. PUBLIC HEARING – 2nd reading

**ORDINANCE #2009-5
AN ORDINANCE AMENDING CHAPTER XIX,
FLOOD DAMAGE PREVENTION, OF THE CODE OF THE
TOWNSHIP OF UNION, HUNTERDON COUNTY, NEW JERSEY**

Mr. Bischoff made a motion to open the Public Hearing. Mr. Severino seconded. Vote: Ayes – Mr. Severino, Mr. Bischoff, Mr. Mazza, Mrs. Dziubek, Mayor. Motion Carried.

The Attorney stated that we are obligated under FEMA to revise our Ordinance periodically to comply with their current requirements and that is what we have done. This draft has been approved by DEP, acting on behalf of FEMA. The only noteworthy change is that the local person in charge of administering the ordinance is technically the Zoning Officer instead of the construction officials. The reason for that is the DCA does not do flood ordinances they are only involved with the UCC (Uniform Construction Code).

There being no further comments from the public on Ordinance #2009-5. Mr. Severino moved to close the public hearing. Mr. Bischoff seconded. Vote: Ayes – Mr. Severino, Mr. Bischoff, Mr. Mazza, Mrs. Dziubek, Mayor. Motion Carried.

Mr. Bischoff made a motion to adopt Ordinance #2009-5 Amending Chapter XIX of the Code of Union Township. Mr. Severino seconded. Vote: Ayes – Mr. Severino, Mr. Bischoff, Mr. Mazza, Mrs. Dziubek, Mayor. Motion Carried.

12. OLD BUSINESS

- a. Discussion- Union Twp. Municipal Offices Organizational Chart. Tabled.
- b. **RESOLUTION #2009-___**: Max Spann Realty – Authorizing Sale of Deed-Restricted Farm Property Block 29, Lot 13; Township of Union (“Douglass Farm”). Tabled for next meeting.
- c. **RESOLUTION #2009-121**: Authorization to sign Fire Protection Services agreement with Franklin Twp. Fire District No. 1

RESOLUTION #2009-121

**UNION TOWNSHIP, HUNTERDON COUNTY
RESOLUTION AUTHORIZING THE MAYOR TO SIGN FIRE PROTECTION SERVICES
AGREEMENT WITH FRANKLIN FIRE DISTRICT NO.1**

BE IT RESOLVED, that the Committee of the Township of Union is authorizing the Mayor to sign an agreement between Township of Union and Franklin Fire District No.1 for fire protection services for the Township.

BE IT FURTHER RESOLVED that the terms and conditions of the agreement are defined in the Fire Protection Services Agreement submitted by the Franklin Fire District No.1

Mr. Severino made a motion to adopt the above resolution subject to the certification of budgetary funds by the CFO. Mr. Mazza seconded. Vote: Ayes – Mr. Severino, Mr. Bischoff, Mr. Mazza, Mrs. Dziubek, Mayor. Motion carried.

- d. **Motion** – Approval of Revised Application Form for Use of the Fields and/or Facilities at the Township Parks. Tabled for the next meeting after the Attorney's review.

13. NEW ORDINANCE – 1ST Reading

**ORDINANCE #2009-6
APPROVING CHANGES TO THE PLANNING BOARD FEE SCHEDULE**

Tabled for the next meeting.

14. NEW BUSINESS

- a. The following resolution introduced for adoption:

**RESOLUTION #2009-122
TOWNSHIP OF UNION, HUNTERDON COUNTY
Resolution supporting participation in the Sustainable NJ Municipal Certification Program**

WHEREAS, a sustainable community seeks to optimize quality of life for its residents by ensuring that its environmental, economic and social objectives are balanced and mutually supportive; and

WHEREAS, Union Township strives to save tax dollars, assure clean land and water, improve working and living environments as steps to building a sustainable community that will thrive well into the next century; and

WHEREAS, Union Township hereby acknowledges that its residents desire a stable, sustainable future for themselves and future generations; and

WHEREAS, Union Township wishes to support a model for government which benefits the residents both now and far into the future by exploring sustainable, economically-sound, local government practices, and

WHEREAS, by endorsing a sustainable path Union Township is pledging to educate itself and community members about sustainable activities and to develop initiatives supporting sustainable local government practices, and

WHEREAS, as elected representatives of Union Township we have a responsibility to provide leadership which will seek community-based sustainable solutions to strengthen our community,

NOW THEREFORE

BE IT RESOLVED, that to focus attention and effort within Union Township, the Township Committee and the Township Environmental Commission both wish to pursue local initiatives and actions that will lead to a Sustainable Jersey Municipal Certification,

BE IT FURTHER RESOLVED, by the Union Township Committee, that we do authorize UTEC Commissioner Chuck La Tournous to serve as Union Township's agent for the Sustainable Jersey Municipal Certification process and authorize him to complete the Municipal registration on behalf of Union Township and to lead the Green Team Subcommittee of the Environmental Commission that will be established to accomplish this certification.

It is also acknowledged that every effort will be made to determine the cost of this certification and that any financial costs will need to be approved on their own individual merits.

After discussion, minor changes were made to the above resolution before final adoption.

Mr. Bischoff made a motion to support participation in the Sustainable NJ Municipal Certification Program as amended. Mr. Mazza seconded. Vote: Ayes – Mr. Severino, Mr. Bischoff, Mr. Mazza, Mrs. Dziubek, Mayor. Motion carried.

b. The following resolution introduced for adoption:

Resolution No. 2009-123

RESOLUTION ENDORSING THE “GREEN ACRES, WATER SUPPLY AND FLOODPLAIN PROTECTION, AND FARMLAND AND HISTORIC PRESERVATION ACT OF 2009.”

WHEREAS, continued investment in open space, farmland and historic preservation is vitally important to the state, as it enhances New Jersey’s economy and health, safeguards its remaining natural, agricultural, recreational and cultural resources and preserves its character; **and**

WHEREAS, New Jersey continues to face incredible pressure from development, losing 50 acres of open space daily in recent years to new development projects; **and**

WHEREAS, protecting open spaces and improving community parks throughout the State, including urban areas, supports New Jersey state and local economies by stabilizing local property taxes and revitalizing communities; **and**

WHEREAS, the Garden State Preservation Trust, the financing authority for the Green Acres, Blue Acres, Farmland Preservation, and Historic Preservation programs, is virtually depleted; **and**

WHEREAS, on November 3, 2009, the voters of New Jersey will be asked to approve the Green Acres, Water Supply and Floodplain Protection, and Farmland and Historic Preservation Act of 2009,” which authorizes the state to issue \$400 million in bonds to fund New Jersey’s preservation programs for three years; **and**

WHEREAS, passage of the Bond Act, which will equate to \$10 per household per year, is desperately needed to fund the continued protection of New Jersey’s natural areas and cultural sites while a long-term funding solution for the Garden State Preservation Trust is determined and secured; **and**

NOW, THEREFORE, BE IT RESOLVED, by the governing body of the municipality of Union Township, in the county of Hunterdon and State of New Jersey as follows:

1. We support the passage of the Green Acres, Water Supply and Floodplain Protection, and Farmland and Historic Preservation Act of 2009
2. We encourage the voters of New Jersey to vote yes on the Green Acres, Water Supply and Floodplain Protection, and Farmland and Historic Preservation Act of 2009 on November 3, 2009.
3. The Municipal Clerk is hereby authorized to provide a copy of this Resolution to the following:

Mr. Mazza made a motion to adopt the above resolution. Mr. Severino seconded. Vote: Ayes – Mr. Severino, Mr. Bischoff, Mr. Mazza, Mrs. Dziubek, Mayor. Motion carried.

c. The following resolution introduced for adoption:

RESOLUTION 2009-124
Excavation Bond Refund
Lisa and Steven Preisler, 20 Race Street
Pittstown, NJ 08867

WHEREAS, Steven and Lisa Preisler, did post an excavation bond in the amount of \$500.00 for work performed at Block 22 Lot 27.01, in the Township, and

WHEREAS, the work and inspections are complete, and

WHEREAS, the construction department has issued the certificate of occupancy,

NOW, THEREFORE, BE IT RESOLVED, that the excavation bond in the amount of \$500.00, be released to Steven and Lisa Preisler;

BE IT FURTHER RESOLVED, that this resolution shall take effect immediately.

Mr. Bischoff made a motion to approve the Bond Refund to Lisa and Steven Preisler. Mr. Severino seconded. Vote: Ayes – Mr. Severino, Mr. Bischoff, Mr. Mazza, Mrs. Dziubek, Mayor. Motion carried.

d. The following resolution introduced for adoption.

RESOLUTION # 2009-125
Refund of Excess COAH Fee to Toll Brother Inc.,
Lookout Pointe Subdivision

WHEREAS, Paragraph 5 of the Consent Order Stipulation of Settlement between the Township of Union and Toll Brother's Inc., dated January 2, 2003, for the Lookout Pointe Subdivision, requires a total COAH obligation of \$100,000.00, and

WHEREAS, Toll Brother's Inc., has paid a total of \$108,347.68, which represents an \$8,347.68 excess payment;

NOW, THEREFORE, BE IT RESOLVED that the excess fees collected in the amount of \$8,347.68 be refunded to Toll Brother's Inc.

Mr. Severino made a motion to adopt the above resolution. Mr. Mazza seconded. Vote: Ayes – Mr. Severino, Mr. Bischoff, Mr. Mazza, Mrs. Dziubek, Mayor. Motion carried.

e. The following resolution introduced for adoption:

RESOLUTION 2009-126
RE: TOLL BROTHER'S INC.
DRIVEWAY ESCROW REFUNDS

WHEREAS, Toll Brother's Inc., posted \$700.00 per lot for driveway inspection fees at Lookout Pointe, and

WHEREAS, Toll Brother's Inc., has requested refunds for the unused portion of these fees, and

WHEREAS, Maser Consulting, the Township Engineer, in a letter dated 8/25/09 has recommended the release of these unused fees,

NOW, THEREFORE, BE IT RESOLVED, that the following inspection fees be released to Toll Brother's Inc.:

Block 11 Lot 8.17	81 Albert Drive	\$185.00
Block 11 Lot 8.20	87 Albert Drive	247.00
Block 11 Lot 8.21	89 Albert Drive	210.25
Block 11 Lot 8.27	103 Albert Drive	342.25
Block 11 Lot 8.29	105 Albert Drive	331.00
Block 11.01 Lot 21	108 Albert Drive	146.50
Block 11.01 Lot 17	92 Albert Drive	25.00
Block 11.01 Lot 15	88 Albert Drive	247.75
Block 11.01 Lot 11	80 Albert Drive	247.00
Block 11.01 Lot 2	50 Albert Drive	12.75
Block 11 Lot 8.12	67 Albert Drive	36.25
Block 11 Lot 8.15	77 Albert Drive	80.25
Block 11 Lot 8.19	85 Albert Drive	54.00
Block 11 Lot 8.22	91 Albert Drive	185.25
Block 11 Lot 8.24	95 Albert Drive	4.50
Block 11.01 Lot 19	96 Albert Drive	60.90

Total \$2,415.65

Mr. Bischoff made a motion to adopt the above resolution. Mr. Severino seconded. Vote: Ayes – Mr. Severino, Mr. Bischoff, Mr. Mazza, Mrs. Dziubek, Mayor. Motion carried.

f. The following resolution introduced for adoption:

RESOLUTION #2009-127
UNION TOWNSHIP, HUNTERDON COUNTY
REFUND OF OVERPAYMENT DUE TO REASSESSMENT OF
LOW INCOME HOUSING UNIT

WHEREAS, the Tax Assessor of the Township of Union has recommended in a letter dated August 14, 2009 (attached), that the following Block and Lot assessed value be adjusted since the status of Block 11.01, Lot 22, C0008 is now that of Low Income Housing.

WHEREAS, the property owner was billed and paid the first half of 2009 Taxes of \$1676.03, but actually only owed \$583.63 for the 296 days of 2009 during which he owned the unit.

WHEREAS, the owner has also agreed to apply \$359.84 of his overpayment to the first half of 2010, leaving a credit or refund of \$732.56 to be returned to him.

BLOCK/LOT	QUALIFIER	NAME	AMOUNT
11.01/ 22	C00087	Steven McManus	\$732.56 Overpayment

NOW, THEREFORE, BE IT RESOLVED by the Township Committee of the Township of Union, County of Hunterdon, State of New Jersey, that the 2010 overpayment be refunded to the above stated name and that the Treasurer of the Township of Union is hereby authorized to issue a check in the stated amount for the owner.

Mr. Mazza made a motion to adopt the above resolution. Mr. Mazza seconded. Vote: Ayes – Mr. Severino, Mr. Bischoff, Mr. Mazza, Mrs. Dziubek, Mayor. Motion carried.

g. The following resolution introduced for adoption:

**RESOLUTION #2009-128
STATE OF NEW JERSEY
DEPARTMENT OF ENVIRONMENTAL PROTECTION
GREEN ACRES
ENABLING RESOLUTION
PROJECT NO. 1025-02-075**

WHEREAS, the New Jersey Department of Environmental Protection, Green Acres Program (“State”), provides loans and/or grants to municipal and county governments and grants to nonprofit organizations for assistance in the acquisition and development of lands for outdoor recreation and conservation purposes; and

WHEREAS, the Township of Union desires to further the public interest by obtaining a grant of \$2,182,527 from the State to fund the following project: “Open Space Plan” dated July 16, 2004, or amendments thereto, Project No. 1025-02-075.

NOW, THEREFORE, the governing body resolves that Patricia Dziubek or the successor to the office of Mayor is hereby authorized to:

- (a) make application for such a grant
- (b) provide additional application information and furnish such documents as may be required
- (c) act as the authorized correspondent of the above-named applicant, and

WHEREAS, the State shall determine if the application is complete and in conformance with the scope and intent of the Green Acres Program, and notify the applicant of the amount of the funding award; and

WHEREAS, the applicant is willing to use the State’s funds in accordance with such rules, regulations and applicable statutes, and is willing to enter into an agreement with the State for the above-named project;

NOW, THEREFORE, BE IT RESOLVED BY THE Township Committee of the Township of Union, Hunterdon County, New Jersey:

1. That the Mayor of the above-named body is hereby authorized to execute an agreement and any amendment thereto with the State known as "Open Space Plan" dated July 16, 2004, or amendments thereto, Project No. 1025-02-075, and;

2. That the applicant has its matching share of the project, if a match is required, in the amount of \$2,182,527, and;

3. That, in the event the State's funds are less than the total project cost specified above, the applicant has the balance of funding necessary to complete the project, and;

4. The applicant agrees to comply with all applicable federal, state, and local laws, rules, and regulations in its performance of the project, and;

5. That this resolution shall take effect immediately.

Mr. Mazza made a motion to amend the resolution. Mr. Bischoff seconded. Vote: Ayes – Mr. Severino, Mr. Bischoff, Mr. Mazza, Mrs. Dziubek, Mayor. Motion carried.

Declaration of Encumbrance signed by Mayor and Planning Board Chairman.

- h. **Motion** – Request by the Hunterdon Development Center for the Mayor to sign a letter to DOT; no objection to flying hot air balloons.

Mr. Severino made a motion to approve the Mayor signing a letter to DOT stating that the Township has no objection to flying hot air balloons at the Hunterdon Development Center. Mr. Bischoff seconded. Vote: Ayes – Mr. Severino, Mr. Bischoff, Mr. Mazza, Mrs. Dziubek.

15. REPORTS

- a. **Engineer's Report** – a written copy of the report has been submitted with the following topics:

- Annual Stormwater Report 2008/2009 – The Engineer is coordinating with UTEC to amend the 2008 Annual Stormwater Report to demonstrate compliance with the Public Education Program requirement
- Maintenance & Repair – 2009 – Anticipate contractor performing the work next week.
- Maintenance & Repair – 2008 – Maintenance Guarantee – Contractor to perform sweeping next week during of the 2009 resurfacing work.
- Efficiency and Conservation Block Grants Program – Copy to the Committee in the next week so it can be discussed at the next Committee Meeting.
- Railroad Overpass @ Baptist Church Road – Discussed earlier in meeting.
- Pilot Travel Centers – Nothing new to report.
- Williamson Gas Pipeline-Milligan Farm – Nothing new to report.

- b. **Attorney's Report** – Mr. Jost reported the following:

- Received a phone call from Carl Scheuing owner of property near Deerfield Hill, down Gravel Hill Road. Mr. Scheuing is concerned that someone might be using the property owned by Union Twp. for logging purposes or using property for staging and transport. Attorney will inspect the property and report back to the Committee.
- Attorney suggested that we put multi-year bid packages for Township owned farms. Attorney will also call Water Authority regarding the property.

c. Mayor's Report – Mrs. Dziubek reported the following:

- The 84th Annual Conference of the Shade Tree Federation will take place October 23, 24, 25.
- Received from Office of Homeland Security CDs regarding Terrorism Awareness and Prevention. Suggest they be shared among municipal employees and review the program.
- Discussion of the workings of the Municipal Alliance before the Mayor signs the agreement.
- Invited by US Census Bureau to participate in the 2010 Census New Construction program. The obligation on the Township is reviewing the information and returning the registration form. The Committee agreed not to participate.

d. Committee ReportsMr. Bischoff reported the following:

- Mr. Bischoff offered two quotes for the meeting. P.J. O'Rourke - "If you think healthcare is expensive now, wait until you see what it costs when it's free." "The talk is cheap except when Congress does it", - Anonymous.
- ARRA Stimulus Funds communication, copies for the Agriculture Committee's perusal.
- Highlands has been postponed until June 10th. Working with Mr. Balzano and Mr. Hintz on the budget for the modules.
- Special meeting to be held September 9th, quorum of Committee members will be present.
- With respect to the Court, Mr. Bischoff is exploring an initiative with the State to see if there can be some adjustment to the money that the Township pays to the State as a result of trying cases in our Municipal Court that are a result of tickets issued by the State Police, and it seems to have struck a positive note. As it progress I will keep you informed.
- Exit 11 – set up a meeting with Sue Dziemara and a member DOT to discuss our suggested remedy for that intersection.

Mr. Severino reported the following:

- Asked if the Attorney was able to contact the County regarding our contract with Waste Management. Attorney has not recently.
- The Mayor said the Stewardship Committee asked the status of the RFP for Hoffman sent to the County. Freeholder Petersen responded they are still under discussion. The Mayor will call for outcome.
- Recycling and the holiday weekend leaving it to attendants and Bill Garrison. Has difficulty communicating with Recycling Coordinator. The policy is: the Recycling Center and Dumpster will be closed on Township authorized Holiday weekends.
- The UT Construction Office at DCA was contacted concerning a resident complaint. The Attorney said that all issues were resolved between Chuck Perry, the Attorney and Zoning Officer. The Mayor contacted the resident.

Mr. Mazza reported the following:

- Letter read on the record: Letter addressed to Mayor Dziubek from John & Arlene Blanchard of 202 Van Syckles Road.

"I would like to take this opportunity to inform you of our experience with your Road Department and especially the road foreman Craig Herman. The Road Department did extensive work on the right of way and our property to prevent the water from collecting on the road and on our property.

Mr. Herman promised us that he would correct the problem and he would leave the site without ruts and in a neat and orderly manner. Along the way he met with my husband and they discussed what was being done. We are very happy to inform you Mr. Herman kept every promise he made and with all the rain we've been having, not a drop of water has collected there. We are very pleased with everything that was done by Mr. Herman and his crew, they were efficient and did a wonderful job. You should be proud to have Mr. Herman and his crew working and improving the roads of Union Township.

Thank you for a job well done!"

The Mayor sent a letter to Mr. Herman thanking him. Mr. Mazza also thanked the Engineer who also was onsite.

Mrs. Dziubek reported the following: None

e. **Clerk's Report** – Nothing to report

16. PUBLIC COMMENTS

Michelle McBride contacted the NJDEP about adding a nature trail to Finn Park. As suggested by the NJDEP, Michelle asked if the Attorney could review the trail maps for Finn Park and send a letter to file stating there would be no other changes to the park. The Committee agreed.

17. PAYMENT OF THE BILLS

Mr. Mazza moved that all claims against the Township of Union as appearing in the Claims Register of this date be paid and that all checks listed hereinafter be issued in payment thereof. Mr. Bischoff seconded. Vote: Ayes –Mr. Severino, Mr. Bischoff, Mr. Mazza. Mrs. Dziubek, Mayor. Motion Carried.

18. **EXECUTIVE SESSION** – the following resolution introduced for adoption:

RESOLUTION 2009-129

Providing for a Meeting Not Open to the Public in Accordance with the Provisions of the New Jersey Open Public Meetings Act, N.J.S.A. 10:4-12

WHEREAS, the Township Committee of the Township of Union is subject to certain requirements of the *Open Public Meetings Act*, N.J.S.A. 10:4-6, et. seq.; and

WHEREAS, the *Open Public Meetings Act*, N.J.S.A. 10-4-12, provides that an Executive Session, not open to the public, may be held for certain specified purposes when authorized by Resolution; and

WHEREAS, it is necessary for the Township Committee of the Township of Union to discuss in a session not open to the public certain matters relating to the item or items authorized by N.J.S.A. 10:4-12b and designated below:

Matters Relating to the Employment Relationship: Any matter involving the employment, appointment, termination of employment, terms and conditions of employment, evaluation of the performance of promotion or disciplining of any specific prospective public officer or employee or current public officer or employee employed or appointed by the public body, unless all the individual employees or appointees

whose rights could be adversely affected request in writing that such matter or matters be discussed at a public meeting.

NOW, THEREFORE, BE IT RESOLVED by the Township Committee of the Township of Union, assembled in Executive session on September 2, 2009, at 9:21 p.m. in the Union Township Municipal Building, 140 Perryville Road, Hampton, New Jersey, for the discussion of matters relating to the specific items designated above.

It is anticipated that the deliberations conducted in closed session may be disclosed to the public upon the determination of the Township Committee that the public interest will no longer be served by such confidentiality.

Mr. Bischoff made a motion to adopt the above resolution to discuss Personnel. Mr. Mazza seconded. Vote – Ayes: Mr. Severino, Mr. Bischoff, Mr. Mazza, Mrs. Dziubek, Mayor Motion Carried.

At 9:48 p.m., Mr. Severino made a motion to go back to public session. Mr. Mazza seconded. Vote: Ayes –Mr. Severino, Mr. Bischoff, Mr. Mazza, Mrs. Dziubek, Mayor. Motion carried.

19. ADJOURNMENT – There being no further business to come before the Township Committee at this time, Mr. Bischoff made a motion to adjourn. Mr. Mazza seconded the motion. Motion carried by unanimous favorable roll call vote.

Meeting adjourned at approximately 9:49 p.m.

Respectfully submitted,

Pat Essig
Administrative Assistant